IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(SPECIAL ORIGINAL JURISDICTION)

WEDNESDAY THE FIFTH DAY OF NOVEMBER
TWO THOUSAND AND THREE
: PRESENT :
THE HON'BLE MR.JUSTICE **A.GOPAL REDDY**
W.P. No. 23295 of 2003

Between:
Smt. N.B. Laxminarasamma

Petitioner

AND

1. Joint Registrar of Cooperative Societies/ Arbitrator, Gruhakalpa, Complex, Nampally, Hyderabad
2. The Charminar Cooperative Urban Bank Limited, Under Multi State Cooperative Societies Act, 1984, Purani Haveli, Hyderabad rep.by its Manager, Recovery, Mr. Mohd. Anwarullah S/o M.A. Hafeez, R/o Hyderabad

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High Court will be pleased to pass an order or orders particularly one in the nature of writ of mandamus by declaring the notice of sale to decree-holder and defaulter in respect of property bearingNo.16-11-193 admeasuring 430 Sq. yards situated at Moosaram Bagh, Hyderabad vide E.P.No. 99/2003 In Form No. 9 Rules 52 II (e) dated 17-10-2003 issued bythe1st respondent, as nullity in the eye of law, illegal, arbitrary, against the principles of natural justice and unconstitutional and further declare as unenforceable.

The petition coming on for orders as to admission, upon perusing the petition and the affidavit filed therein and upon hearing the arguments of MR.Suresh Shiv Sagar, Advocate for the petitioner and G.P. for Cooperative society on behalf of the respondent No.1 and Mr. Nuty Ramamohana Rao, Advocate for the respondent No.2.

The Court made the following

ORDER:

"Post on 17-11-2003. Meanwhile, there shall be stay of further proceedings pursuant to notice in Form9 Rules 52 II (e) dated 17-10-2003."

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Joint Registrar of Cooperative Societies/ Arbitrator, Gruhakalpa, Complex, Nampally, Hyderabad
2. Mr. Mohd. Anwarullah S/o M.A. Hafeez, The Manager, Recovery, Charminar Cooperative Urban Bank Limited, Under Multi State Cooperative Societies Act, 1984, Purani Haveli, Hyderabad R/o Hyderabad

(R1 and R2 BY RPAD)

3. Two CCs to the G.P. for cooperative societies, High court of A.P. Hyderabad (OUT)
4. One Spare Copy

YVN